

Remarks

Claims 1, 3-10, 12-19 and 21-27 remain pending and stand rejected. No claims are amended in this Response. The Assignee respectfully traverses the rejection and requests allowance of claims 1, 3-10, 12-19 and 21-27.

35 U.S.C. § 103 Claim Rejection

Claims 1, 3-10, 12-19 and 21-27 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent Application Publication No. US 2002/0029350 A1 to Cooper et al. (hereinafter "Cooper") in view of U.S. Patent No. 5,241,565 to Kloc et al. (hereinafter "Kloc"), U.S. Patent Application Publication No. US 2001/0054019 A1 to de Fabrega (hereinafter "de Fabrega") and U.S. Patent No. 6,223,177 B1 to Tatham et al. (hereinafter "Tatham"). The Assignee submits that current claims 1, 3-10, 12-19 and 21-27 are novel and non-obvious over the combination of Cooper, Kloc, de Fabrega and Tatham in light of the following discussion regarding Tatham, de Fabrega, and Kloc.

Tatham

Independent claim 1 of the present application sets forth, in part, an intranet configuration which "defines at least one connection employable by a plurality of the users between a plurality of intranet communication devices within the intranet." Also, claim 1 indicates that the intranet services provided to a user "*depend on the intranet configuration.*" Claims 10 and 19 provide similar limitations.

The final Office action indicates that "Tatham discloses a network based groupware system and teaches the establishment of a dedicated intranet site wherein a plurality of users may connect to the intranet configuration (Col. 3, lines 50-55; Col. 4, lines 1-10, 25-35 and 42-60)." (Page 6 of the final Office action.) The Assignee respectfully disagrees with this characterization of Tatham, as *Tatham does not disclose an intranet configuration* as set forth in claims 1, 10 and 19.

Generally, Tatham discloses a server 10 which allows the formation of a workgroup concentrating on a particular group project. (Column 4, lines 49-52; and Fig. 1.) In forming a workgroup, a primary user defines various parameters of the group, such as the name and

website of the workgroup to be created, scope of the project undertaken, number and contact addresses of group members, and the types of user applications to be utilized. (Column 4, lines 55-65.) However, a *single server* 10, to which a primary user 30 and a secondary user 40 are connected, is presented which provides multiple websites for the various workgroups and individuals. (Column 3, lines 61-67; and Fig. 1.) Thus, no specification of an intranet configuration is required for each workgroup, as each workgroup apparently employs the single server 10, as opposed to a *plurality of intranet communication devices*, as in claims 1, 10 and 19. Also, since each workgroup may utilize a different set of applications through the same server 10, as mentioned above, the group of services provided to each workgroup does *not* depend on a particular intranet configuration, as defined in claims 1, 10 and 19. Therefore, Tatham does not provide for the use of a particular intranet configuration for a plurality of users, as described in claims 1, 10 and 19. Thus, the Assignee asserts that claims 1, 10 and 19 are allowable for at least this reason, and such indication is respectfully requested.

de Fabrega

Claim 1 also provides that "in response to determining the intranet configuration does not exist, processing the first intranet access information to execute a script to create the intranet configuration...."

The final Office action indicates that "[d]e Fabrega also discloses the ability to create an internet configuration if one does not yet exist for the customer and connecting the customer to the configuration after it is created (0023; 0032; 0053; 0054)." (Page 5 of the final Office action.) The Assignee respectfully disagrees, as de Fabrega only discusses determining whether a user is a current user or a new user, and *does not determine whether an intranet configuration exists*, as the configuration already exists, and thus *does not create an intranet configuration*.

More specifically, de Fabrega provides a media kiosk 10 providing public access to an e-commerce intranet via one or more carrels 11. (Paragraph [0044], and Fig. 2.) A user may log onto a carrel 11 as a current user if he already has an ID for access to the e-commerce intranet coupled with the carrel. (Paragraph [0054].) However, if the user is a new user, the user receives an ID and password which allows him to "anonymously access *any* of the free e-commerce intranet services 12a." (Paragraph [0054]; emphasis supplied.) Thus, only an ID and a password for the particular user are created in de Fabrega, not an intranet configuration. Each

user accesses the same preexisting e-commerce intranet, so new intranet configurations need not be created, as provided for in claims 1, 10 and 19. Thus, the Assignee contends that claims 1, 10 and 19 are allowable for at least this additional reason, and such indication is respectfully requested.

Kloc

Claim 1 of the present application further provides, in part, that "the first card configuration associates the first intranet access card with the intranet configuration," and further that "the first card configuration comprises information for configuring the first requesting communication device of the first user for optimal access speed over the connection with the intranet configuration." Independent claims 10 and 19 include similar provisions.

The final Office action indicates "Kloc teaches that it is known in the art to provide wherein the first card configuration comprises information for configuring the first communication device of the first user for optimal access speed over the connection *with the intranet configuration*. Col. 2, lines 65-67, Col. 3, lines 1-10. It would have been obvious to one having ordinary skill in the art at the time the invention was made to provide the intranet access card of Cooper et al with *the first card configuration* comprising information for configuring the first communication device of the first user for optimal access speed *over the connection with the intranet configuration of Kloc et al*, in order to provide the most efficient mode of operation." (Page 7 of the final Office action; emphasis supplied.) The Assignee respectfully traverses, as no motivation exists to combine Kloc with the other references.

Generally, Kloc provides "a *telecommunications system* [which] intermittently checks and, if necessary, adjusts the power level of the transmitted data as a function of the transmission characteristics of the transmission line so as to optimize transmission performance." (Abstract; emphasis supplied.) Kloc indicates that some previous communicating devices optimized data transmission by altering the modulation rate of data transmitted to a receiver in accordance with the error rate of the data arriving at the receiver. (Column 3, lines 3-19.) In other words, the modulation rate is decreased if a high error rate is being produced, and vice-versa. However, Kloc does not mention the use of such a mechanism with respect to internets or intranets, or configurations therefor. Also, Kloc does not disclose access cards, or configurations pertaining to those cards. Similarly, none of the other references mention a need for optimizing access

speed over their particular intranets. As a result, motivation is not provided to combine use of error rates as information for a card configuration associated with an intranet configuration. As a result, claims 1, 10 and 19 are not obvious in view of Kloc. Thus, the Assignee asserts the claims 1, 19 and 19 are allowable for at least this additional reason, and such indication is respectfully requested.

Therefore, based on at least the foregoing reasons, the Assignee believes claims 1, 10 and 19 are allowable, and such indication is respectfully requested.

Further, since claims 3-9 depend from independent claim 1, claims 12-18 depend from independent claim 10, and claims 21-27 depend from independent claim 19, the Assignee asserts that each of these sets of dependent claims are allowable for at least the reasons provided above for their respective independent claims.

Therefore, the Assignee respectfully requests that the rejection of claims 1, 3-10, 12-19 and 21-27 be withdrawn.

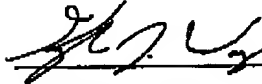
Conclusion

Based on the above remarks, the Assignee submits that claims 1, 3-10, 12-19 and 21-27 are allowable. Additional reasons in support of patentability exist, but such reasons are omitted in the interests of clarity and brevity. The Assignee thus respectfully requests allowance of claims 1, 3-10, 12-19 and 21-27.

The Assignee believes no additional fees are due with respect to this filing. However, should the Office determine additional fees are necessary, the Office is hereby authorized to charge Deposit Account No. 21-0765.

Respectfully submitted,

Date: 9/22/05



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